

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**JOHN DOE,**

**Plaintiff,**

**v.**

**MITCHELL GARABEDIAN, ESQUIRE,  
MITCHELL GARABEDIAN, ESQUIRE,  
doing business as "LAW OFFICES OF  
MITCHELL GARABEDIAN," and  
KURTIS N. POULOS,**

**Defendants.**

**CIVIL ACTION**

**NO. 19-1539**

**O R D E R**

**AND NOW**, this 2nd day of October, 2019, upon consideration of Motion by Defendants, Mitchell Garabedian, Esquire and Mitchell Garabedian, Esquire d/b/a Law Offices of Mitchell Garabedian, to Dismiss Plaintiff's Second Amended Complaint (Document No. 30, filed July 5, 2019), **IT IS ORDERED** that defendants' Motion to Dismiss Plaintiff's Second Amended Complaint is **GRANTED**. Plaintiff's claim against Mitchell Garabedian, Esquire and Mitchell Garabedian, Esquire d/b/a Law Offices of Mitchell Garabedian for defamation (Count I) is **DISMISSED WITHOUT PREJUDICE**. Plaintiff's claim against Mitchell Garabedian, Esquire and Mitchell Garabedian, Esquire d/b/a Law Offices of Mitchell Garabedian for intentional infliction of emotional distress (Count II) is **DISMISSED WITH PREJUDICE**.

**IT IS FURTHER ORDERED** that plaintiff is granted leave to file an amended complaint with respect to Count I of the Second Amended Complaint within twenty (20) days, if warranted by the facts and applicable law as set forth in the accompanying Memorandum dated October 2, 2019.

**BY THE COURT:**

**/s/ Hon. Jan E. DuBois**

**DuBOIS, JAN E., J.**